

PATENT COOPERATION TREATY

PCT

22 JUN 2005

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

| | | |
|---|--|---|
| Applicant's or agent's file reference IP/P7229/WOD | FOR FURTHER ACTION <small>see Notification of Transmittal of International Search Report (Form PCT/ISA/220) as well as, where applicable, item 5 below.</small> | |
| International application No. PCT/GB 03/05477 | International filing date (day/month/year) 16/12/2003 | (Earliest) Priority Date (day/month/year) 23/12/2002 |
| Applicant QINETIQ LIMITED | | |

This International Search Report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This International Search Report consists of a total of 04 sheets.

☒ It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

- a. With regard to the **language**, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

☐ the international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).

- b. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application, the international search was carried out on the basis of the sequence listing :

☐ contained in the international application in written form.

☐ filed together with the international application in computer readable form.

☐ furnished subsequently to this Authority in written form.

☐ furnished subsequently to this Authority in computer readable form.

☐ the statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.

☐ the statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished

2. ☐ **Certain claims were found unsearchable** (See Box I).

3. ☐ **Unity of invention is lacking** (see Box II).

4. With regard to the **title**,

☐ the text is approved as submitted by the applicant.

☒ the text has been established by this Authority to read as follows:

SCORING ESTROGEN AND PROGESTERONE RECEPTORS EXPRESSION BASED ON IMAGE ANALYSIS

5. With regard to the **abstract**,

☒ the text is approved as submitted by the applicant.

☐ the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box III. The applicant may, within one month from the date of mailing of this International search report, submit comments to this Authority.

6. The figure of the **drawings** to be published with the abstract is Figure No.

☐ as suggested by the applicant.

☐ because the applicant failed to suggest a figure.

☒ because this figure better characterizes the invention.

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☐ None of the figures.

INTERNATIONAL SEARCH REPORT

International Application No.
PCT/GB 03/05477

A. CLASSIFICATION OF SUBJECT MATTER

IPC 7 G06F19/00

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)
IPC 7 G06F

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, WPI Data, PAJ, INSPEC, COMPENDEX, IBM-TDB, BIOSIS, EMBASE

C. DOCUMENTS CONSIDERED TO BE RELEVANT

| Category * | Citation of document, with indication, where appropriate, of the relevant passages | Relevant to claim No. |
|------------|--|-----------------------|
| A | MINK D. ET AL: "Einsatz der computergestützten Bildanalyse zur Erfassung des immunhistochemischen Rezeptorstatus beim Mammakarzinom; Immunhistochemische densitometrische Rezeptoranalyse - IDRA" GEBURTSH. U. FRAUENHEILK., vol. 51, - 1992 pages 617-623, XP009031379 page 618, right-hand column, paragraph 4 -page 619, right-hand column, last paragraph --- -/-- | 1-27 |

☒ Further documents are listed in the continuation of box C.

☐ Patent family members are listed in annex.

* Special categories of cited documents :

- *A* document defining the general state of the art which is not considered to be of particular relevance
- *E* earlier document but published on or after the international filing date
- *L* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- *O* document referring to an oral disclosure, use, exhibition or other means
- *P* document published prior to the international filing date but later than the priority date claimed

- *T* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
- *X* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
- *Y* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.
- *G* document member of the same patent family

Date of the actual completion of the international search

28 May 2004

Date of mailing of the international search report

09/06/2004

Name and mailing address of the ISA
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Authorized officer

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INTERNATIONAL SEARCH REPORT

International Application No
PCT/GB 03/05477

C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

| Category * | Citation of document, with indication, where appropriate, of the relevant passages | Relevant to claim No. |
|------------|---|-----------------------|
| A | <p>EL-BADAWY N. ET AL: "Immunohistochemical Progesterone Receptor Assay; Measurement by Image Analysis" AMERICAN JOURNAL OF ANATOMIC PATHOLOGY, vol. 96, no. 6, 1991, pages 704-710, XP009031312 page 705, left-hand column, paragraph 3 -page 706, left-hand column, paragraph 1 ---</p> | 1-27 |
| A | <p>LEHR H.-A. ET AL: "Quantitative Evaluation of HER-2/neu Status in Breast Cancer by Fluorescence In Situ Hybridization and by Immunohistochemistry with Image Analysis" AMERICAN JOURNAL OF CLINICAL PATHOLOGY, vol. 115, no. 6, June 2001 (2001-06), pages 814-814-822, XP009031311 page 816, right-hand column, paragraph 1 ---</p> | 1,3,10, 12,19,21 |
| A | <p>TRUE L.: "Quantitative Immunohistochemical Assay of Estrogen Receptors by Image Analysis" LABORATORY INVESTIGATION, vol. 56, no. 1, 1987, page 80A XP009031381 the whole document ---</p> | 1,3,10, 12,19,21 |
| A | <p>ESTEBAN J.M. ET AL.: "Biologic Significance of Quantitative Estrogen Receptor Immunohistochemical Assay by Image Analysis in Breast Cancer" AMERICAN JOURNAL OF CLINICAL PATHOLOGY, vol. 102, no. 2, 1994, pages 158-162, XP009031313 page 159, left-hand column, last paragraph -right-hand column, paragraph 2 ---</p> | 4,8,13, 17,22,26 |
| A | <p>CAVALIERE A.: "Computer-Assisted Immunocytochemical determination of breast cancer steroid receptors. Frozen Sections vs Paraffin Sections" THE BREAST, vol. 10, no. 6, December 2001 (2001-12), pages 476-483, XP009031322 page 477, right-hand column, paragraph 2 ---</p> | 4,8,13, 17,22,26 |
| | -/-- | |

INTERNATIONAL SEARCH REPORT

International Application No
PCT/GB 03/05477

C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

| Category * | Citation of document, with indication, where appropriate, of the relevant passages | Relevant to claim No. |
|------------|--|-----------------------|
| A | <p>TSAPATSOULIS N ET AL: "An image analysis system for automated detection of breast cancer nuclei" IMAGE PROCESSING, 1997. PROCEEDINGS., INTERNATIONAL CONFERENCE ON SANTA BARBARA, CA, USA 26-29 OCT. 1997, LOS ALAMITOS, CA, USA, IEEE COMPUT. SOC, US, 26 October 1997 (1997-10-26), pages 512-515, XP010253657 ISBN: 0-8186-8183-7 "3.1 The Pre-Processing Step " -----</p> | 8,17,26 |